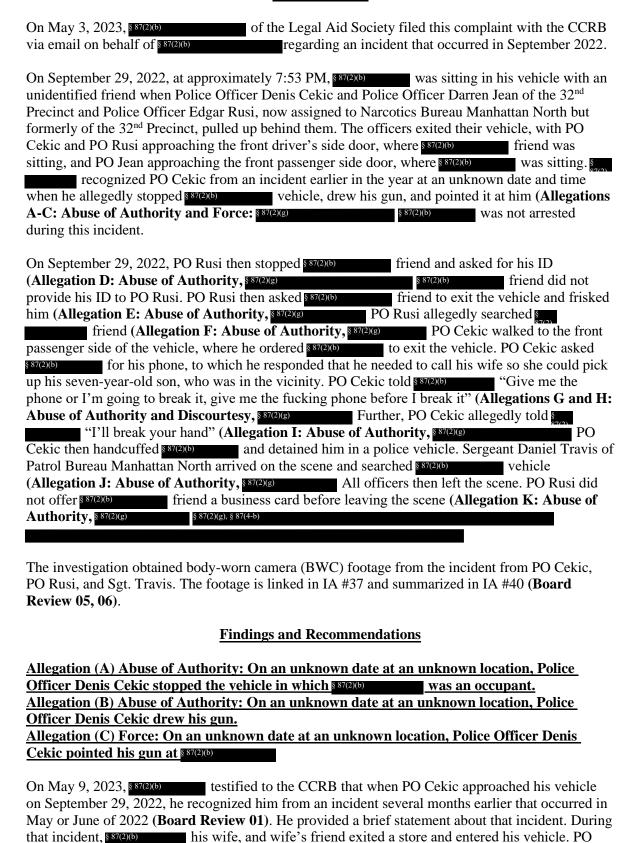
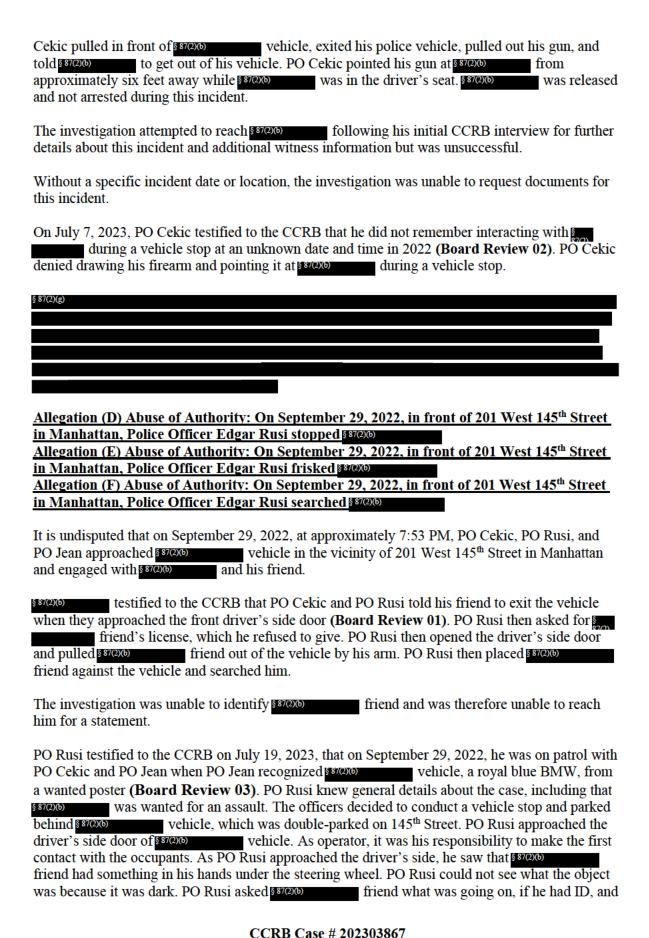
CCRB INVESTIGATIVE RECOMMENDATION

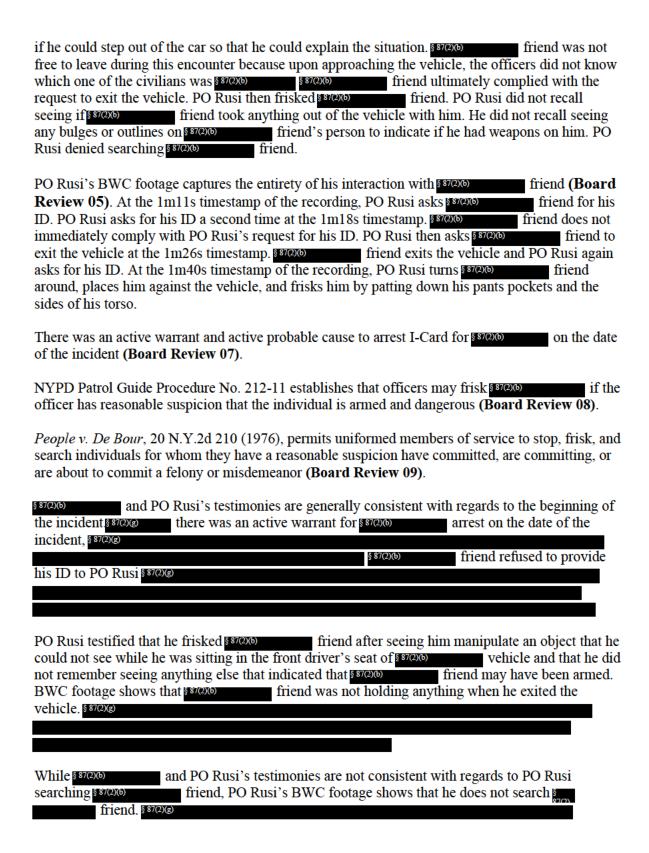
_									
Investigator:		Team:	CCRB Case #:	✓	Force	\checkmark	Discourt	. 🗆	U.S.
Colin Lodewick		Squad #08	202303867	☑	Abuse		O.L.		Injury
Incident Date(s)		Location of Incident:			18 N	Ao. S	OL		Precinct:
Thursday, 09/29/2022 7:53 PN /_/2022 12:00 AM	I, NA,	Front of 201 West 145 Building Supply store)			3/2	9/202	4		32
Date/Time CV Reported		CV Reported At:	How CV Reported	::	Date/Tim	e Rec	eived at CO	CRB	
Wed, 05/03/2023 5:24 PM		CCRB	E-mail		Wed, 05/	03/202	23 5:24 Pl	M	
Complainant/Victim	Type	Home Addre	ess						
Subject Officer(s)	Shield	TaxID	Command						
1. PO Denis Cekic	11429	953738	032 PCT						
2. PO Edgar Rusi	06914	961214	NARCBMN						
3. SGT Daniel Travis	04624	937651	MN SU CRT						
Witness Officer(s)	Shield N	o Tax No	Cmd Name						
1. PO Charlie Ruizreyes	25922	964266	032 PCT						
2. PO Darren Jean	17691	967931	032 PCT						
3. DT3 Daniel Martinez	07269	947218	048 DET						
Officer(s)	Allegatio	n			Inv	estiga	ntor Reco	mme	endation
A.PO Denis Cekic	Officer D	Abuse: On an unknown date at an unknown location, Police Officer Denis Cekic stopped the vehicle in which was an occupant.							
B.PO Denis Cekic		Abuse: On an unknown date at an unknown location, Police Officer Denis Cekic drew his gun.							
C.PO Denis Cekic		Force: On an unknown date at an unknown location, Police Officer Denis Cekic pointed his gun at							
D.PO Edgar Rusi	Street in	Abuse: On September 29, 2022, in front of 201 West 145th Street in Manhattan, Police Officer Edgar Rusi stopped an individual.							
E.PO Edgar Rusi	Street in	Abuse: On September 29, 2022, in front of 201 West 145th Street in Manhattan, Police Officer Edgar Rusi frisked an individual.							
F.PO Edgar Rusi		n September 29, 2022, Manhattan, Police Offic I.							
G.PO Denis Cekic		n September 29, 2022, Manhattan, Police Office § \$7(2)(6) prop							
H.PO Denis Cekic	145th Str	Discourtesy: On September 29, 2022, in front of 201 West 145th Street in Manhattan, Police Officer Denis Cekic spoke discourteously to \$\frac{8}{5}(2)(0)\$							

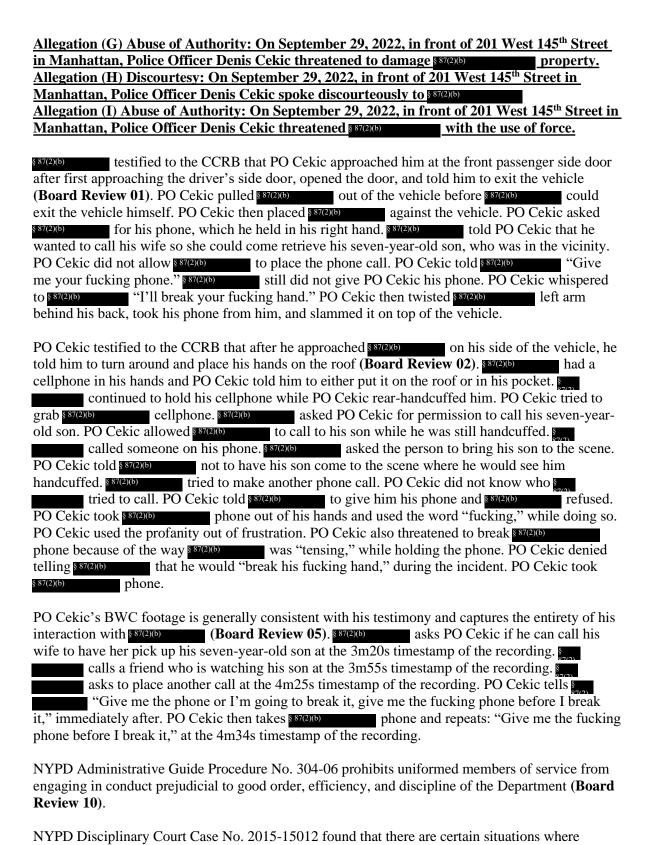
Officer(s)	Allegation	Investigator Recommendation
I.PO Denis Cekic	Abuse: On September 29, 2022, in front of 201 West 145th Street in Manhattan, Police Officer Denis Cekic threatened with the use of force.	
J.SGT Daniel Travis	Abuse: On September 29, 2022, in front of 201 West 145th Street in Manhattan, Sergeant Daniel Travis searched the vehicle in which \$87(2)(b) was an occupant.	
K.PO Edgar Rusi	Abuse: On September 29, 2022, in front of 201 West 145th Street in Manhattan, Police Officer Edgar Rusi failed to provide an individual with a business card.	
§ 87(2)(g), § 87(4-b)		

Case Summary









profane remarks made during a stressful or chaotic situation would not constitute misconduct (Board Review 11).

It is undisputed that PO Cekic threatened to break cellphone during the incident and used profanity while doing so, while PO Cekic testified that he
used the word "fucking," while taking \$37200 phone out of frustration.
PO Cekic and 187(2)(6) testimonies are not consistent regarding PO Cekic threatening to
break § 87(2)(6) hand. § 87(2)(g)
Allegation (J) Abuse of Authority: On September 29, 2022, in front of 201 West 145th Street in
Manhattan, Sergeant Daniel Travis searched the vehicle in which 887(2)(6) was an
occupant.
It is undisputed that Sgt. Travis searched searched vehicle on September 29, 2022.
Sgt. Travis testified to the CCRB on June 21, 2023, that on September 29, 2022, he arrived on the
scene at 201 W 145th Street in Manhattan where PO Cekic, PO Rusi, and PO Jean had stopped and
detained (Board Review 04). Sgt. Travis took over the scene as a higher-ranking
officer. Sgt. Travis planned to bring \$37(2)(0) and his vehicle back to the 32 nd Precinct, where
officers would conduct an inventory search and voucher sarch and voucher property for safekeeping.
PO Rusi entered the vehicle to attempt to drive it, but determined that it was not in working order.
Sgt. Travis decided not to have the vehicle towed due to the amount of time it sometimes takes for
tow trucks to respond to a scene. Instead, he released it to \$87000 friend. Sgt. Travis told
PO Rusi to conduct an inventory search of the vehicle on BWC to make sure that there were no
valuables or cash left behind in the vehicle. Sgt. Travis was not looking for anything specific in the
vehicle and wanted to ensure that no one could claim that officers had stolen anything from the
vehicle. Sgt. Travis searched the rear driver's side of the vehicle and the trunk, opening and
checking all compartments. PO Rusi searched the front driver's side and front passenger side of the
vehicle. Sgt. Travis testified that he did not document the inventory search or make any entry in his

Sgt. Travis's BWC footage is consistent with his testimony and captures his involvement on the scene in its entirety (Board Review 05).

NYPD Patrol Guide Procedure No. 208-03 states that after an arrest has been effected, uniformed members of service should search the adjacent vicinity for weapons, evidence, and/or contraband (Board Review 12).

NYPD Patrol Guide Procedure No. 218-13 establishes that uniformed members of service must conduct an inventory search of automobiles that come into the custody of the NYPD (**Board Review 13**). When an officer conducts an inventory search, the officer must remove all valuables from the vehicle and invoice them separately.

People v. Gomez, 13 N.Y.3d 6, found that for an inventory search to be valid and lawful, it should

memo book regarding the search.

be conducted pursuant to an established procedure clearly limiting the conduct of individual officers (Board Review 14). Further, officers must make a meaningful inventory list of the contents of the accused's vehicle.

While Sgt. Travis testified that he conducted an inventory search of vehicle on the scene, per People v. Gomez and the Patrol Guide, a valid inventory search requires that officers document the contents of a subject vehicle. As Sgt. Travis acknowledged that he did not document the inventory search, SSTONE
Additionally, Sgt. Travis's search of vehicle extended far beyond the "adjacent vicinity" that an officer might search pursuant to
Allegation (K) Abuse of Authority: On September 29, 2022, in front of 201 West 145 th Street in Manhattan, Police Officer Edgar Rusi failed to provide with a business card.
PO Rusi testified to the CCRB that he did not remember if he gave a business card to friend at the end of the incident on the scene (Board Review 03).
PO Cekic and PO Rusi's BWC footage does not capture either officer offering a business card to friend (Board Review 05).
NYC Administrative Code 14-174 establishes that uniformed members of service are required to offer business cards following stops where an officer has service are reasonable suspicion that the person stopped has committed, is committing, or is about to commit a crime and where a reasonable person would not feel free to end the encounter at will and which do not result in a summons or arrest (Board Review 15).
§ 87(2)(g)
§ 87(2)(g), § 87(4-b)

Civilian and Officer CCRB Histories

•	This is the first CCRB complaint to which same has been party (Board Review 17).
•	PO Cekic has been a member of service for 10 years and has been a subject in three additional
	CCRB complaints and eight allegations, none of which were substantiated (Board Review 18).
	PO Cekic's CCRB history does not reflect any apparent pattern pertinent to this investigation.
•	PO Rusi has been a member of service for seven years and has been a subject in two additional
	CCRB complaints and six allegations, none of which were substantiated (Board Review 19).
	§ 87(2)(g)
•	Sgt. Travis has been a member of service for 18 years and has been a subject in nine additional
	CCRB complaints and 13 allegations, of which one was substantiated (Board Review 20):
	o 202107668 involved a substantiated allegation of Abuse of Authority – Vehicle Search
	against Sgt. Travis. The Board recommended Command Discipline A and the NYPD took
	no disciplinary action. § 87(2)(g)
	Mediation, Civil, and Criminal Histories
•	This complaint was not suitable for mediation.
•	As of July 6, 2023, the New York City Office of the Comptroller has no record of a Notice of
	Claim being filed in regard to this incident (Board Review 21).
•	[§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

 RPBP History This complaint did not contain any allegations of Racial Profiling/Bias-Based Policing. 					
Squad: 8					
Investigator:	Colin Lodewick Signature	Inv. Colin Lodewick Print Title & Name	09/01/2023 Date		
Squad Leader:	Ethan De Angelo Signature	IM Ethan De Angelo Print Title & Name	09/04/2023 Date		
Reviewer:	Signature	Print Title & Name	Date		